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TO : Commissioner for Patents
Mail Stop: AF
FROM : Oleg F. Kaplun, Esq. of Fay Kaplun & Marcin, LLP
DATE : June 28, 2006
SUBJECT : U.S. Patent Appln. Serial No. 09/697,306
for *Surgical Apparatus and Method*
Your Ref.: 94-L0034CON-DIV
Our Ref.: 10121/01601

NUMBER OF PAGES INCLUDING COVER : 9

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Please see attached.

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Attorney Docket No. 10121/01601 (94-L0034CON-DIV)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : McGUICKIN, Jr.
Serial No. : 09/697,306
Filed : October 27, 2000
For : Surgical Apparatus and Method
Group Art Unit : 3761
Examiner : Glenn K. Dawson

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By:  Date: June 28, 2006
Oleg F. Kaplun (Reg. No. 45,559)

TRANSMITTAL

Transmitted herewith please find an Amendment in response to the Decision on Appeal mailed May 24, 2006 for filing with the USPTO in the above-identified application. No fees are believed to be required. However, the Commissioner is hereby authorized to charge any additional required fees to the Deposit Account of Fay Kaplun & Marcin, LLP No. 50-1492. A copy of this paper is enclosed for that purpose.

Respectfully submitted,

Dated: June 28, 2006

By: 
Oleg F. Kaplun (Reg. No. 45,559)

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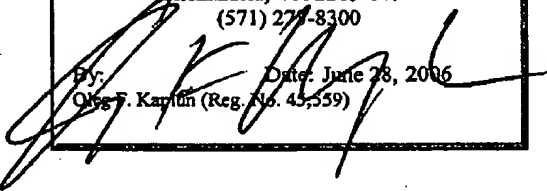
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[10121/01601]

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AMENDMENT

In response to the Decision on Appeal mailed May 24, 2006, please amend the above-identified application as follows: